

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ERIC ABASTA,

Plaintiff,

v.

JEREMY BEAN, et al.,

Defendants.

Case No.: 2:24-cv-01413-GMN-MDC

ORDER

On August 1, 2024, pro se plaintiff Eric Abasta, an inmate in the custody of the Nevada Department of Corrections (NDOC), submitted a civil-rights complaint under 42 U.S.C. § 1983 and an application to proceed *in forma pauperis* (IFP). (ECF Nos. 1-1, 1). Plaintiff's IFP application is incomplete because he failed to submit a financial certificate and an inmate trust fund account statement for the previous six-month period with it. (See ECF No. 1). Plaintiff is advised that to apply for IFP status, an inmate must submit **all three** of the following documents to the Court: (1) a completed ***Application to Proceed in Forma Pauperis for Inmate*** (pages 1–3 of the Court's form) that is properly signed by the inmate twice on page 3; (2) a completed ***Financial Certificate*** (page 4 of the Court's form) that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the ***inmate's prison or jail trust fund account statement for the previous six-month period***. See 28 U.S.C. § 1915(a)(1)–(2); Nev. LSR 1-2.

21 It is therefore ordered that Plaintiff has **until October 14, 2024**, to either pay the
22 full \$405 filing fee or file with the Court a **Financial Certificate** that is properly signed by
23 both the inmate and a prison or jail official and a copy of the **inmate's prison or jail trust**
24 **fund account statement for the previous six-month period.**

Plaintiff is cautioned that this action will be subject to dismissal without prejudice if he fails to timely comply with this order. A dismissal without prejudice allows Plaintiff to refile the case with the Court, under a new case number, when he can either pay the filing fee or properly apply for IFP status.

The Clerk of the Court is directed to send plaintiff Eric Abasta the approved form application to proceed *in forma pauperis* by an inmate and instructions for the same.

The Clerk of the Court is further directed to change the plaintiff's last name on the docket to Abasta.

DATED THIS 13th day of August 2024.

Hon. Maximiliano D. Couvillier III
UNITED STATES MAGISTRATE JUDGE